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IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Newport News Division

JOANN WRIGHT HAYSBERT

Plaintiff,

v.

BLOOMIN' BRANDS, INC.,

and

OUTBACK STEAKHOUSE OF

FLORIDA, LLC,

Defendants.

Case No.: 4:20-cv-00121-RBS-DEM

**BRIEF IN RESPONSE TO MOTION FOR RECONSIDERATION**

COMES NOW, the Defendants, Bloomin Brands, Inc. and Outback Steakhouse of Florida, LLC, by counsel, and for and for their response to Mr. Haysbert's Motion for Reconsideration of this Court's previous ruling, state as follows:

The defendants note that this trial occurred in excess of a year ago. There have been extensive briefs, a full and complete copy of the transcript has been made available and defendants oppose the Motion for Reconsideration. In that regard defendants incorporate by reference their extensive briefs, oral argument and the facts of the proceedings before the trial court in August of 2023. Therefore defendants are not prepared to offer any further briefing or oral argument and will rely upon the Court to address these matters. Simply stated, Mr. Haysbert's conduct was unprofessional, untruthful and deserves to be sanctioned.

**BLOOMIN' BRANDS, INC.  
and OUTBACK STEAKHOUSE  
OF FLORIDA, LLC  
By Counsel**

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and Outback Steakhouse of Florida, LLC

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing is being served via the CM/ECF system,  
on this 16th day of August, 2024, to:

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/s/ John D. McGavin  
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